

AMENDED

Nº 52383

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 8 1988

Returned to applicant for correction.....

Corrected application filed..... AUG 11 1988

Map filed..... AUG 11 1988

The applicant..... Julian Tomera Ranches, Inc.

P.O. Box 276, of Battle Mountain,  
Street and No. or P.O. Box No. City or Town

Nevada 89820, hereby make<sup>s</sup> application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a  
copartnership or association, give names of members.) December 1965 - Nevada

1. The source of the proposed appropriation is Highway Stockwater Well  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.05 cfs second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Stockwater and Domestic  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered 1,000 head cattle

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point Within Lot 4 Section 5, T 32 N,  
Describe as being within a 40-acre subdivision of public

R 56 E, MDM, from which the SE corner of said section bears S 48° 54' E 6,840  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

feet distance

6. Place of use Lot 4 Section 5, T 32 N, R 56 E, MDM  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) drilled and cased well, submersible pump,  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
discharge line to storage tank and stock troughs  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$12,000.00

10. Estimated time required to construct works..... 2 years  
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 3 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all notices and correspondence to undersigned agent and to

Pete Tomera, Battle Mtn. Div. - P.O. Box 276, Battle Mountain, Nv 89801

By..... William A. Nisbet  
 Agent  
 421 Court, Elko, Nevada 89801

Compared pm/LM..... pm/se

Protested.....

..... APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.031..... cubic feet per second..... or sufficient to water 1,000 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before..... February 28, 1990

Proof of completion of work shall be filed on or before..... March 28, 1990

Application of water to beneficial use shall be made on or before..... February 28, 1992

Proof of the application of water to beneficial use shall be filed on or before..... March 28, 1992

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... JUN 20 1989

Proof of beneficial use filed..... APR 08 1992

Cultural map filed.....

Certificate No. 13335 Issued APR 30 1992

IN TESTIMONY WHEREOF, I..... PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of my  
 office, this 28th day of February

A.D. 1989

State Engineer